# IN THE DISTRICT COURT OF OKLAHOMA COUNTY STATE OF OKLAHOMA

| Oklahoma Department of Securities                 |                           |
|---|---------------------------|
| ex rel. Melanie Hall, Administrator,              | ) FILED IN DISTRICT COURT |
|   | OKLAHOMA COUNTY           |
| Plaintiff,  | )                         |
| v.  | OCT <b>31</b> 2022        |
| Premier Global Corporation, a Kansas corporation, | ) RICK WARREN             |
| formerly known as Premier Construction Services,  | COURT CLERK               |
| Inc., and doing business as Premier Construction  | 36                        |
| Billing;  | )                         |
| Premier Factoring, LLC, a Kansas limited          |                           |
| liability company;                                | )                         |
| PF-2, LLC, a Kansas limited liability company;    | )                         |
| PF-3, LLC, a Kansas limited liability company;    | )                         |
| PF-4, LLC, a Kansas limited liability company;    | )                         |
| PF-5, LLC, a Kansas limited liability company;    | )                         |
| PF-6, LLC, a Kansas limited liability company;    | ) Case No. CJ-2022-5066   |
| PF-7, LLC, a Kansas limited liability company;    | ) Judge Don Andrews       |
| DDI Advisory Group, LLC, a Kansas limited         | ,<br>)                    |
| liability company;                                | ,<br>)                    |
| Steve Jonathan Parish, an individual;             |                           |
| Richard Dale Dean, an individual;                 | )                         |
| Premier Marketing Management,                     | )                         |
| a Kansas corporation;                             | )                         |
| Joshua Dane Owen, an individual;                  | )                         |
| J&H Holdings, LLC, a cancelled Oklahoma           | )                         |
| limited liability company;                        | )                         |
| Kyle Blackburn, an individual;                    | )                         |
| Mitzimack, Inc., an Oklahoma corporation;         | )                         |
| Erika Greggs, an individual;                      | )                         |
| Elkins & Associates Inc., an Oklahoma corporation | )                         |
| Clyde Edward Elkins, an individual;               | ).                        |
| James Scott Stanley, an individual;               | )                         |
| Edmond Brokerage, Inc. an Oklahoma corporation;   | )                         |
| Brent Lee Worley, an individual;                  | )                         |
| Byron Kent Freeman, an individual;                | )                         |
| Karen Lynne Freeman, an individual; and           | )                         |
| Jay Michael Bogdahn, an individual,               | )                         |
| D-f d   | <i>)</i>                  |
| Defendants.                                       | )                         |

The Oklahoma Department of Securities ("Department"), ex rel. Melanie Hall, Administrator, respectfully submits this Emergency Application for Order Appointing Receiver pursuant to Section 1-603 of the Oklahoma Uniform Securities Act of 2004 ("Act"), Okla. Stat. tit. 71, §§ 1-101 through 1-701 (2022). The Department incorporates herein by reference the Petition for Permanent Injunction and Other Relief ("Petition") previously filed in this matter. The Department petitions this Court to protect the rights of the Department in its obligation to protect the public interest and to protect investors by preventing dissipation of assets.

The Department moves this Court to enter, without notice, an order appointing receiver, until the Court may afford the parties a hearing, and an order allowing the closing of certain real property. The entry of such orders is appropriate and necessary for the reasons set forth below.

### I. RECEIVERSHIP DEFENDANTS

Premier Global Corporation ("Premier"), formerly known as Premier Construction Services, Inc. ("PCS"), is a Kansas corporation with its principal place of business in Derby, Kansas. Premier continues to use the PCS name and also conducts business as Premier Construction Billing. At no time have any securities issued, offered and/or sold by Premier been registered, or qualified for an exemption from registration, under the Act. At all times material hereto, Premier was controlled by Steve Jonathan Parish.

Premier Factoring, LLC; PF-2, LLC; PF-3, LLC; PF-4, LLC; PF-5, LLC; PF-6, LLC; and PF-7, LLC (collectively, the "PF Entities") are Kansas limited liability companies with their principal places of business in Derby, Kansas. According to offering documents provided to investors, the PF Entities were formed to engage in the business of factoring primarily

construction related invoices. At no time have any securities issued by the PF Entities been registered, or qualified for an exemption from registration, under the Act. At all times material hereto, Premier and DDI Advisory Group, LLC, were the limited liability company members of the PF Entities. The managers of the PF Entities were Steve Jonathan Parish and Richard Dale Dean.

DDI Advisory Group, LLC ("DDI Advisory") is a Kansas limited liability company with its principal place of business in Plano, Texas. At all times material hereto, DDI Advisory was controlled by Richard Dale Dean. At all times material hereto, DDI has not been registered, or exempt from registration, under the Act in any capacity.

Steve Jonathan Parish ("Parish") is an individual who, at all times material hereto, has been a resident of Kansas and has controlled Premier and the PF Entities. Parish has offered and/or sold securities in and/or from Oklahoma as described herein. At all times material hereto, Parish has not been registered in any capacity under the Act.

Richard Dale "Dickie" Dean ("Dean") is an individual who, at all times material hereto, has been a resident of Texas and has controlled DDI Advisory and the PF Entities. Dean has offered and/or sold securities in and/or from Oklahoma as described herein. At all times material hereto, Dean has not been registered in any capacity under the Act.

## II. NATURE OF THE CASE

## THE PREMIER STORY

- 1. Since at least 2018, Defendants Steve Jonathan Parish and Richard Dale Dean have designed and orchestrated a massive Ponzi scheme through multiple entities under their control (collectively, the "Premier Defendants") <sup>1</sup>
- 2. At all times material hereto, the Premier Defendants have been involved in the offer and sale of securities to investors in the form of promissory notes (the "Promissory Notes") and transferee agreements (the "Transferee Agreements"), while representing to investors and others that Defendant Premier Global Corporation is successfully engaged in the business of factoring construction related invoices. Offering documents provided to investors disclose that investor money will be used to purchase construction related invoices for factoring purposes. Investors are promised interest payments in return.
- 3. At all times material hereto, securities have been sold to investors in at least nineteen states, including Oklahoma. There are at least 136 Oklahoma investors.
- 4. Defendants induce investors with promised interest rates of ten percent (10%) for promissory notes and rates of return of up to fifteen percent (15%) for transferee agreements. Contrary to the disclosures in the offering documents, the Premier Defendants have not always used factoring revenues to pay investors their promised interest or the return of their principal investment amounts. In practice, the Premier Defendants have primarily generated returns for earlier investors with money taken from later investors, the definition of a classic Ponzi scheme.

<sup>&</sup>lt;sup>1</sup> The Premier Defendants include Steve Jonathan Parish; Richard Dale Dean; Premier Global Corporation; Premier Factoring LLC; PF-2, LLC; PF-3, LLC; PF-4, LLC; PF-5, LLC; PF-6, LLC; PF-7, LLC; DDI Advisory Group, LLC; Premier Marketing Management and Joshua Dane Owen.

- 5. As will be further discussed below, the Premier Defendants have misappropriated millions of dollars of investor funds in additional undisclosed ways to include the following:
  - (a) to make hundreds of millions of dollars in intra-company transfers;
  - (b) to pay commissions to agents selling the securities on behalf of the Premier Defendants even though the Premier Defendants represented that sales commissions would not be paid;
  - (c) to pay expenses unrelated to the factoring business such as real estate ventures in Belize and Las Vegas that in no way benefited investors; and
  - (d) to pay expenses for the personal benefit of the individual Premier Defendants and their family members for acquisitions of houses, condominiums, and airplanes.
- 6. During the time period beginning in January 2018 and ending in February 2022, approximately Five Hundred Twenty-Five Million Dollars (\$525,000,000) of investor money was deposited in at least twenty-one (21) accounts maintained at five banks. During the same time period, Premier Defendants, had no more than Sixty-Five Million Dollars (\$65,000,000) of other monies deposited to those accounts that could possibly be attributed to invoice factoring revenue. During the same time period, purported returns paid to investors exceeded Four Hundred Thirty-One Million Dollars (\$431,000,000). Only 11% of the money obtained by the Premier Defendants during the relevant time period is potential factoring activity. The only conclusion is that the source of funding for expenditures made to investors as investment returns could only be other investors' money a true Ponzi scheme.

### PENDING LITIGATION

- 7. Since August 2020, Plaintiff has sought Oklahoma County District Court relief in order to obtain subpoenaed documents from Defendants Premier; Premier Factoring Group, LLC; Premier Factoring, LLC; PF-2, LLC; PF-3, LLC; PF-4, LLC; PF-5, LLC; PF-6, LLC; and PF-7, LLC, in the nature of invoice factoring documentation (*Oklahoma Department of Securities ex rel. Melanie Hall v. Premier Global Corporation, et al.*, Case No. CJ-2021-4397). In October 2021, Plaintiff filed an application for an order enforcing administrative subpoenas after these Defendants failed to produce subpoenaed invoice factoring records. Such records were sought by Plaintiff to verify revenue figures used by Defendants to solicit investors. The District Court found that the subpoena production was deficient and noncompliant, and the documents were revealed by Plaintiff, through a financial analysis of the records and from an affidavit from a Kansas law enforcement officer, to be largely fabricated. Based thereon, the District Court enjoined the Defendants from the offer, sale, or renewal of any securities in and/or from Oklahoma. The injunction remains in place.
- 8. On October 14, 2022, the Court, upon the motion of Plaintiff, entered an *Order Freezing Assets, Order Prohibiting Disposition of Assets and Order Prohibiting Destruction or Disposition of Records* (the "Asset Freeze Order"). The Asset Freeze Order prohibited the Premier Defendants from transferring, encumbering, selling or otherwise disposing of assets in any way. The Asset Freeze Order remains in place. It has been modified once to allow for the sale of real property in Las Vegas, Nevada.
- 9. Plaintiff has learned that Defendants Premier Global Corporation and Steve Jonathan Parish were finalizing the sale of a second real property owned by Premier Global Corporation located at 4575 Dean Martin Drive #2400, Las Vegas, Nevada 89103 "(Second

Las Vegas Property"). The sale is to close at Lawyers Title of Nevada, Inc., in Henderson, Nevada. The Order Freezing Assets prohibits the sale of the Second Las Vegas Property. Plaintiff asserts that proceeding with the sale is in the best interest of Plaintiff and the investors but that the proceeds of the sale should be preserved until this Court decides how disposition should be made.

# III. VIOLATIONS OF THE ACT

# A. Violation of Section 1-301 of the Act: Offer and Sale of Unregistered Securities

The Promissory Notes and Transferee Agreements are securities as defined by Section 1-102 of the Act. The securities offered and sold by the Receivership Defendants are not and have not been registered under the Act. By reason of the foregoing, the Receivership Defendants have violated Section 1-301 of the Act.

# B. Violation of Section 1-402 of the Act: Transacted Business as Unregistered Agents and Employment of Unregistered Agents

Premier, Premier Factoring and the PF Entities are issuers, as defined in Section 1-102 of the Act.

Parish and Dean, by virtue of their efforts and activities in effecting or attempting to effect purchases or sales of the securities of Premier, Premier Factoring and the PF Entities, are agents, as defined in Section 1-102 of the Act.

Parish and Dean are not and have not been registered in any capacity under the Act.

Premier, Premier Factoring and the PF Entities employed unregistered agents who transacted business in and/or from this state.

By reason of the foregoing, the Receivership Defendants have violated Section 1-402 of the Act.

# C. Violation of Section 1-501 of the Act: Untrue Statements and Omissions of Material Fact

The Receivership Defendants, in connection with the offer and/or sale of securities, directly and indirectly, made untrue statements of material fact.

The Receivership Defendants, in connection with the offer and/or sale of securities, directly and indirectly, omitted to state material facts necessary in order to make the statements made, in light of the circumstances under which they were made, not misleading.

By reason of the foregoing, the Receivership Defendants, directly and indirectly, have violated Section 1-501 of the Act.

# D. Violation of Section 1-501 of the Act: Fraud or Deceit

The Receivership Defendants, in connection with the offer and/or sale of securities, and through the use of untrue statements of material fact and the omissions of material fact described above, have engaged in acts, practices, or courses of business that have operated as a fraud or deceit upon investors.

By reason of the forgoing, the Receivership Defendants, directly and indirectly, have violated Section 1-501 of the Act.

# E. Violation of Section 1-505 of the Act: Misleading Filings

The Receivership Defendants made or caused to be made, in records used in an action or proceeding and filed under the Act, statements that, at the time and in the light of the circumstances under which they were made, were materially false or misleading, or, omitted to state material facts necessary in order to make the statements made, in the light of the circumstances under which they were made, not false or misleading.

By reason of the foregoing, Receivership Defendants, directly and indirectly, have violated, Section 1-505 of the Act.

# IV. AUTHORITY FOR APPOINTMENT OF RECEIVER

Section 1-603 of the Act provides:

- A. If the Administrator believes that a person has engaged, is engaging, or is about to engage in an act, practice, or course of business constituting a violation of this act... the Administrator may . . . maintain an action in the district court of Oklahoma County . . . to enjoin the act, practice or course of business and to enforce compliance with this act[.]
- B. In an action under this section and on a proper showing, the court may:
  - 1. Issue a permanent or temporary injunction, restraining order, or declaratory judgment;
  - 2. Order other appropriate or ancillary relief, which may include:
    - a. an asset freeze, accounting, writ of attachment, writ of general or specific execution, and appointment of a receiver or conservator, that may be the Administrator, for the defendant or the defendant's assets[.]

Section 1-603(B)(2) of the Act specifically grants this Court the power to appoint a receiver. The appointment of a receiver is necessary (1) to preserve the status quo while various transactions are being unraveled in order to determine an accurate picture of the fraudulent conduct, SEC v. Manor Nursing Centers, Inc., 458 F.2d 1082, 1105 (2d. Cir, 1972); (2) to protect "those who have already been injured by a violator's actions from further despoliation of their property or rights," Esbitt v. Dutch-American Mercantile Corp, 335 F. 2d 141, 143 (2d Cir. 1964) (citing SEC v. H.S. Simmons, 190 F. Supp. 432, 433 (S.D.N.Y. 1961); (3) to marshal and safeguard assets and to prevent the dissipation of the defendant's assets pending further action by the court, SEC v. American Board of Trade, Inc., 830 F.2d 431, 436

(2d Cir. 1987); or (4) to install a responsible officer of the court who could bring the companies into compliance with the law. *Id.* at 436-437.

The appointment of a receiver is a well-established remedy in civil securities enforcement proceedings. See, e.g., SEC v. First Financial Group of Texas, 645 F.2d 429, 438 (5<sup>th</sup> Cir. 1981). The appointment of a receiver is particularly appropriate in cases such as this where business entities, through their management, have defrauded members of the public. Id. at 438. In such cases, without the appointment of a Receiver to maintain the status quo, assets and records may easily be subject to diversion, waste, and destruction, all to the detriment of those who were induced to invest in the fraudulent scheme. Id. See also, SEC v. R.J. Allen & Associates, Inc., 386 F.Supp. 866, 891 (S.D. Fla. 1974). A receiver is necessary and appropriate in protecting the public interest when those who control an entity that has caused harm must be removed. SEC v. Bowler, 427 F.2d 190, 198 (4<sup>th</sup> Cir. 1970).

Here, the evidence is compelling that the Receivership Defendants have engaged in a fraudulent course of business to induce the public to purchase unregistered securities. A receiver is necessary to secure any assets of the Receivership Defendants, to operate the business of the Receivership Defendants, to prevent further dissipation of investor assets, to facilitate the orderly resolution of anticipated competing claims to the assets, and to prevent continued violations of the law.

In connection with this request, Plaintiff communicated with and solicited expressions of interest from potential receivers considered to be well-qualified to handle this matter. Those considerations included the following:

(a) depth of experience in acting as a receiver;

- (b) depth of experience acting as a court appointed receiver in a government regulatory action;
- (c) depth of experience while acting as a receiver at marshalling and preserving assets in multiple states/jurisdictions and foreign countries;
- (d) experience acting as a bankruptcy trustee and admission to both the Kansas Bar Association and in the Federal District Court for the District of Kansas;
- (e) depth of firm experience as counsel for the receiver in handling a nationwide Ponzi scheme; and
- (f) firm office locations/admissions with a nexus to the Receivership Defendants and their activities to include Oklahoma, Kansas, Texas and Nevada.

After considering available candidates and referrals, Plaintiff believes the interests of investors would best be served by appointing Eric Johnson, Esq. to serve as Receiver over the Receivership Defendants. The credentials of Mr. Johnson and firm partner James (Jim) Lodoen are attached hereto as Exhibit "A".

Mr. Johnson has served as a receiver in government initiated regulatory enforcement actions similar in constitution to this matter. Mr. Johnson is a member of the Kansas Bar Association and is admitted in the Federal District Court for the District of Kansas. He has extensive experience serving as a bankruptcy trustee and in the marshalling of assets in multiple jurisdictions including the type of assets believed to be present in this matter. The law firm at which Mr. Johnson is a partner has offices in Kansas, Oklahoma, Texas and Nevada where property of the receivership estate and various Receivership Defendants and other Defendants are located. Mr. Lodoen has extensive experience acting as counsel for a court appointed receiver involving a multi-million-dollar nationwide securities fraud Ponzi scheme.

Moreover, Messrs. Johnson and Lodoen are willing to discount their current hourly rates. Each individual is willing to discount their normal hourly rate by approximately 25% from \$650 per hour (Mr. Johnson) and \$695 per hour (Mr. Lodoen) to \$500 per hour each. These reductions will, both initially and particularly over time, reduce the costs of the receivership to defrauded investors. Both individuals are well qualified to serve as both receiver and counsel to the receiver.

#### V. CONCLUSION

Currently, Defendant Parish cannot be located. Therefore, there is no one to manage or maintain the businesses of the Premier Defendants. In light of the facts presented and authorities cited, the Department respectfully requests that this Court enter, without notice, an order appointing a receiver, until the Court may afford the parties a hearing. Further, Plaintiff moves for an order partially lifting the Order Freezing Assets to solely allow Lawyers Title of Nevada, Inc., to proceed with the closing of the sale of the Second Las Vegas Property and to deposit the net proceeds of the sale of the Second Las Vegas Property to the Bank of America account ending in #### #### 7271.

Respectfully submitted,

OKLAHOMA DEPARTMENT OF SECURITIES

Melanie Hall, Administrator

By:

Patricia A. Labarthe, OBA #10391

Shaun M. Mullins OBA #16869

Oklahoma Department of Securities

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# CERTIFICATE OF MAILING

The undersigned certifies that on the <u>31</u>st day of <u>October</u>, 2022, a true and correct copy of the foregoing was mailed by first class mail, with postage prepaid thereon, to the following:

Premier Global Corporation Steve Parish, Registered Agent 620 South Mulberry Road Derby, KS 67037

Premier Factoring, LLC; PF-2, LLC; PF-3, LLC; PF-4, LLC; PF-5, LLC; PF-6, LLC Jeffrey Frazee, Registered Agent 330 East Madison Ave., Suite 201 Derby, KS 67037

PF-7, LLC Jeffrey Frazee, Registered Agent 620 South Mulberry Road Derby, KS 67037

DDI Advisory Group, LLC Dawn Byers, Registered Agent 3867 North Lily Circle Maize, KS 67101

Steve Jonathan Parish 1016 Summerchase Cir. Derby, KS 67037

Richard Dale Dean 4518 Wyvonnes Way Plano, TX 75024

Premier Marketing Management and Joshua Dane Owen c/o Justin Williams Overman Legal Group 809 NW 36<sup>th</sup> Street Oklahoma City, OK 73118 J&H Holdings, LLC; Kyle Blackburn; Mitzimack, Inc.; Erica Greggs; James Scott Stanley; Edmond Brokerage, Inc.; Brent Lee Worley; Byron Kent Freeman; and Karen Lynne Freeman c/o Jeanette Timmons Conner & Winters, LLP 1700 One Leadership Square 211 N. Robinson Oklahoma City, OK 73102

Elkins & Associates Eddie Elkins, Registered Agent 6400 N. Santa Fe, Suite A Oklahoma City, OK 73116

Clyde Edward Elkins 3820 Spyglass Rd. Oklahoma City, OK 73120

Jay Michael Bogdahn 191409 E. County Road 44 Fargo, OK 73840

Shelly Statham Paradigal



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# Eric L. Johnson





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Kansas City

#### **BIOGRAPHY**

Eric Johnson is a partner at Spencer Fane and is the co-practice group leader for the Banking and Financial Services Group and practice group leader for the Bankruptcy, Restructuring, and Creditors' Rights Group.

Eric represents clients in bankruptcy, non-bankruptcy insolvency proceedings, such as receiverships and foreclosure proceedings, out-of-court workouts and restructurings, and other related insolvency matters. As an experienced litigator, Eric also represents clients in complex insolvency-related litigation, including bankruptcy avoidance actions and other adversary proceedings and contested matters. Eric also is a member of the panel of Chapter 7 trustees for the Western District of Missouri and is currently serving as a federal equity receiver.

With a strong commitment to the bar and legal education, Eric is currently serving as the chair of the Missouri Bar's Business/Corporate Division and as a board member of the Kansas Bar Association Bankruptcy and Insolvency Section. In the past, Eric has served as the co-chair for the Missouri Bar's Bankruptcy Creditor-Debtor Rights Committee, president and board member for the Kansas City Bankruptcy Bar Association, and the president of the Kansas Bar Association Bankruptcy and Insolvency Section, and as a member of the Bench Bar Committees for the U.S. Bankruptcy Courts for the District of Kansas and the Western District of Missouri. Eric has also served on various subcommittees for the Missouri Bar including the subcommittee related to the Missouri Commercial Receivership Act.

Eric is a fellow of The American College of Bankruptcy, Class XXXII (2021). His selection for the College recognizes his professional excellence and contributions to the fields of bankruptcy and insolvency.

Eric is also very active in the American Bankruptcy Institute, the nation's largest association of bankruptcy professionals. Eric currently serves on the ABI Board of Directors. In the past, Eric served as co-chair and advisory board member for the Midwestern Bankruptcy Institute, an annual program jointly sponsored by the ABI and the University of Missouri – Kansas City, the co-chair, education director and communications director for the Secured Creditors Committee, and as the membership director for ABI's Bankruptcy Litigation Committee. Eric served on the 2019 Steering Committee for ABI's 40 under 40 program.

Eric is a frequent author and speaker on insolvency-related topics. Recently, Eric has been a panelist/presenter or authored articles on the following topics:

 Construction Lending and Bankruptcy: What Lenders Need to Know to Protect Their Interests Before and After a Borrower Files Bankruptcy

#### PRACTICE AREAS

- · Banking and Financial Services
- Bankruptcy, Restructuring, and Creditors' Rights
- Creditors' Rights, Loan Enforcement, and Creditor Bankruptcy
- False Claims Act/Qui Tam Investigations and Defense

#### INDUSTRIES

- Financial
- COVID-19 Resources
- COVID-19: Banking and Financial Services

#### **EDUCATION**

- University of Northern Iowa (B.A.)
- University of Iowa College of Law, 2001 (J.D.)

#### BAR ADMISSIONS

- Kansas
- Missouri

#### **COURT ADMISSIONS**

- U.S. District Court for the District of Kansas
- U.S. District Court for the Eastern District of Missouri
- U.S. District Court for the Western District of Missouri
- U.S. District Court for the Central District of Illinois
- U.S. District Court for the District of Nebraska
- U.S. District Court for the District of Colorado
- U.S. Court of Appeals for the Eighth Circuit
- U.S. Court of Appeals for the Tenth Circuit



- , Spencer Fane Webinar Series (May 2021)
- Evaluating Bankruptcy, Receivership, and Assignment For the Benefit of Creditor Alternatives to Protect Lender, Buyer and Borrower Interests, Strafford CLE (May 2021)
- Island of Misfit Toys: Infrequently Used and Misunderstood Provisions of the Bankruptcy Code and Rules
   KBA Spring 2021 Virtual Bankruptcy Conference (April 2021)
- Liquidity Crisis! Dealing with the Cash-Starved Chapter 11 Debtor Prior to and Through Chapter 11, ABI Annual Spring Meeting (April 2021)
- Chapter 7 Panel Trustee Perspective, Kansas City Bankruptcy Bar Association Kansas Judges' Roundtable Webinar (Jan. 2021)
- Small Business Bankruptcies: What Bankers Need to Know About Small Business Bankruptcy, Spencer Fane Webinar Series (Nov. 2020)
- What's My Alternative?: Counseling Your Client and the Court with Respect to Bankruptcy Alternatives,
   40th Annual Midwestern Bankruptcy Institute, ABI/UMKC CLE (Oct. 2020)
- Executory Contracts and Unexpired Leases, KBA 2020 Bankruptcy & Insolvency Law CLE (Oct. 2020)
- Bankruptcy's New Subchapter V: The Small Business Reorganization Act, Community Bankers Webinar Network (Aug. 2020)

Click here to view Eric's additional presentations and publications.

#### DISTINCTIONS

- American College of Bankruptcy, Fellow
- Michael R. Roser Excellence in Bankruptcy Award presented by the Missouri Bar to an individual who
  manifests the highest standard of excellence in bankruptcy practice, who has contributed distinctively to
  the development and appreciation of bankruptcy law, and/or who has made an outstanding contribution
  in the field of bankruptcy administration or practice, 2020
- Best Lawyers in America, Bankruptcy and Creditor Debtor Rights / Insolvency and Reorganization Law;
   Litigation Bankruptcy, 2010-2023
- Best Lawyers in America, Lawyer of the Year, Litigation Bankruptcy, 2017, 2023
- Best Lawyers in America, Lawyer of the Year, Bankruptcy and Creditor Debtor Rights / Insolvency and Reorganization Law, 2023
- Lawdragon 500 Leading U.S. Bankruptcy and Restructuring Lawyers, 2020, 2022
- Missouri and Kansas Super Lawyers, 2014-2021
- Missouri and Kansas Super Lawyers, Rising Star, 2009, 2011-2013
- Missouri Lawyers Media, POWER List, 2021
- IFLR1000, Restructuring and Insolvency, 2022
- Kansas City Business Journal, Best of the Bar, 2010-2016
- Board-certified in business bankruptcy by the American Board of Certification. The American Board of
  Certification's Business Bankruptcy certification program is accredited by the American Bar Association.
  (Please note that neither the Supreme Court of Missouri nor the Missouri Bar reviews or approves
  certifying organizations or special designations. Colorado does not certify attorneys or specialists in any
  field.)

#### **MEMBERSHIPS**

- American Bankruptcy Institute
- Commercial Receivers Association
- Kansas City Bankruptcy Bar Association
- · Kansas City Metropolitan Bar Association
- Kansas Bar Association
- Missouri Bar Association
- National Association of Bankruptcy Trustees
- The Agricultural Business Council of Kansas City
- University of Northern Iowa Kansas City Alumni Club Club Leader
- University of Iowa Alumni Association

Contact Eric Johnson at 816.292.8267 or ejohnson@spencerfane.com.